

via: Electronic Filing

-----  
IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE  
-----

Application Number: 10/524,793  
Filed: October 20, 2005  
Applicant(s): Kenneth M. Evans  
Title: High Resolution Flow Cytometer  
Group Art Unit: 1797  
Examiner: Rebecca M. Fritchman  
Assignee: XY, Inc.  
Attorney Docket: XY-Hypodermic-USNP  
Customer No.: 28424  
Confirmation No.: 8305

-----  
**LETTER OF TRANSMITTAL**

The following documents were filed via EFS in response to an office action dated August 24, 2009.

1. a Request for Continued Examination (RCE) Transmittal;
2. an Amendment and Request for Reconsideration Under 37 C.F.R. § 1.114;
3. an Information Disclosure Statement along with a copy of each Non-Patent Literature Document cited;
4. this Letter of Transmittal; and
5. an Electronic Patent Application Fee Transmittal showing a payment of \$810.00 for RCE fee. This fee is being paid at the time of filing via Credit Card. In the event this fee has been miscalculated, please charge any additional fees to the Credit Card associated with this filing.

**Please address all future correspondence to the address associated with customer number 28424 (Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, CO 80521).**

Dated this 24<sup>th</sup> day of November, 2009.

Respectfully Submitted,  
SANTANGELO LAW OFFICES, P.C.  
By: /Luke Santangelo/  
Luke Santangelo  
Attorney for Assignee  
USPTO Reg. No. 31997  
125 South Howes, Third Floor  
Fort Collins, Colorado 80521  
(970) 224-3100